

**United States Court of Appeals**  
**FOR THE EIGHTH CIRCUIT**

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No. 03-2469

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In re: Popkin & Stern

Debtor

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Robert J. Blackwell, Liquidating  
Trustee of the Popkin & Stern  
Liquidating Trust,

Appellee,

v.

Nancy Fendell Lurie; Michael Lurie;  
Ryan Lurie,

Appellants.

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Appeal from the United States  
Bankruptcy Appellate Panel.

[UNPUBLISHED]

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Submitted: January 14, 2004

Filed: January 21, 2004 (corrected 1/22/04)

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Before LOKEN, Chief Judge, FAGG and BOWMAN, Circuit Judges.

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PER CURIAM.

This case arises from the bankruptcy filing of the Popkin & Stern law firm. Ronald Lurie was a general and managing partner of the firm. The bankruptcy trustee

obtained a deficiency judgment against Ronald. The Lurie's assets included a painting, "Apache Renegades," liquidated for \$203,059. Ronald's wife, Nancy Fendell Lurie, and her two sons, Michael Lurie and Ryan Lurie, contested the valuation of the ownership interests in the proceeds from the painting's sale. The bankruptcy court concluded Ronald and Nancy jointly owned an 87.4% interest in the painting, and awarded Nancy 43.7% of the net proceeds from the painting's sale. The court found Michael and Ryan had no ownership interest in the painting. The Bankruptcy Appellate Panel (BAP) affirmed. In re Popkin & Stern, 292 B.R. 910 (E.D. Mo. 2003). Nancy, Michael, and Ryan Lurie appeal. Having carefully considered the record, the briefs, and the applicable law, we affirm on the basis of the BAP's thorough, published opinion. See 8<sup>th</sup> Cir. R. 47B.

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